IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 289 OF 2006

Fazal Kasamali Jafer. ...Applicant
V/s.
The State of Maharashtra. ...Respondent

Mr.Prakash Shetty for Applicant.
Mr.Rajesh More, APP for the State.

CORAM : V.M. KANADE, J.

DATED : FEBRUARY 14, 2006

P.C. :-

. Learned APP, on instructions, submits that the trial has already commenced and two witnesses have been examined. He further submits that in all, there only 5-6 witnesses which are to be examined. He, therefore, submits that this application may be dismissed.

2. In view of this statement, learned Counsel for the applicant seeks permission to withdraw the present application with liberty to file a fresh application if the trial is not over within a period of three months.

3. Application is allowed to be withdrawn with liberty to apply again after three months if the trial is not over by that time.

(V.M. KANADE, J.)